

IN THE UNITED STATES DISTRICT COURT FOR  
THE WESTERN DISTRICT OF PENNSYLVANIA

ANTHONY DeFRANCO,  
Plaintiff,

V.

WILLIAM WOLFE, et al.,  
Defendants.

:  
: No. C.A. 04-230-E  
: Magistrate Judge Baxter '06 MAR 30 10:33  
: District Judge Cohill  
:  
: CLERK  
: U.S. DISTRICT COURT

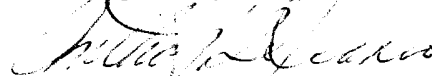
MOTION TO COMPEL

AND NOW, comes plaintiff, respectfully asking this Court to compel the defendants' to turn over the discovery requests made by plaintiff and in support avers as follows:

1. Plaintiff has filed two (2) requests for discovery (production of documents) upon the Attorney General's Office, Mary Friedline, Esq., and a letter asking for the production of said documents.
2. The thirty (30) day time period to comply has passed without a response of any kind from the defendants, despite plaintiff's continued requests.
3. Under Fed.R.Civ.P. Rule 37, a motion to compel the production of these documents is now required of plaintiff to file.
4. Plaintiff submitted his first request for the production of these documents on February 28, 2006. He again submitted the attached request for these same documents approximately 2 weeks later (See Ex. "A").
5. These documents are needed by plaintiff and the defendants have no reason not to produce them.

WHEREFORE, plaintiff asks the Court to issue an Order to compel the production documents listed in the attached exhibit (production of documents).

Respectfully submitted,



Anthony DeFranco CZ-3518

10745 Route 18

Albion, Pa. 16475-0002

Date: 3/30/06

**Certificate of Service**

Service of the foregoing was made by US First Class Mail, this date, to the Attorney General's Office at 564 Forbes Ave., Pgh., Pa. 15219.

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**PLAINTIFF'S SECOND REQUEST  
FOR PRODUCTION OF DOCUMENTS**

To: Senior Deputy Attorney General,  
Mary Lynch Friedline, Esq.

Pursuant to Rule 26 and Rule 34 of the Federal Rules of Civil Procedure, plaintiff requests that the defendants' (SCI-Albion) produce the following documents. Please produce the documents at plaintiff's place of confinement at 10745 Route 18, Albion, Pa. 16475-0002. Please note that the term "document" is defined broadly under Rule 34(a)(1).

1. The names and addresses of all people involved in the March 8, 2005 transfer of plaintiff; the names of the people who had knowledge of the transfer, participated in it and how they participated in it. This is to include the *transfer petitions* in 2005 and 1999.

2. The production of plaintiff's Z-Code vote sheets and any notes contained therein, from 1999 through 2005.

3. All medical reports on plaintiff from 1998 through 2006; these include all doctor's notes and all psychiatric reports and notes. This is to include all medications prescribed to plaintiff in these years.

4. All psychological reports on plaintiff, by psychological staff from the years 1998 through 2006.

5. Plaintiff requests to be permitted to inspect his inmate file and have copies made of any material he may deem essential to this lawsuit. Plaintiff submits that there is information contained inside that is needed for this lawsuit or may lead to pertinent information.

6. A copy of the D.O.C. criteria for Z-Code status used in the D.O.C. "policy."

As you are aware, this is my second request for the production of these documents. I realize that the time limit to produce these materials has not yet expired, since I made the first request on February 28, 2006. Because your Office has not responded in any way, I am writing this second request as a reminder.

All of the requested documents are located at SCI-Albion.

Your prompt attention to this is very much appreciated.

March 14, 2006

Very truly yours,

Anthony DeFranco CZ-3518  
10745 Route 18  
Albion, Pa. 16475-0002